

Court ordered Lucio to file “a fully supported motion to proceed *in forma pauperis*” (“IFP”) by April 8, 2021. (ECF No. 5).

Lucio respectfully requests a one-week extension of the time to file the fully supported IFP motion due to a delay in obtaining the certified statement of her trust fund account, to and including April 15, 2022. A representative of co-counsel, the Federal Public Defender for the Western District of Texas, Capital Habeas Unit, was scheduled to visit Ms. Lucio on April 6, 2022, to obtain the statement. Due to the concurrent visit of several Texas legislators with Ms. Lucio that day, the CHU representative’s visit had to be cancelled and re-scheduled. It is believed that the statement required for the filing of the fully supported IFP motion will be available by April 15, 2022, the due date for Lucio to file her reply brief. Thus this requested 7-day extension of time should not result in any delay of these proceedings. A proposed order is enclosed for the Court’s convenience.

DATED: April 8, 2022.

Respectfully submitted,

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CERTIFICATE OF CONFERENCE

Via e-mail communication on April 7, 2022, attorney for Defendants Jennifer Wren, of the Office of the Attorney General, State of Texas, indicated to undersigned counsel that the Defendants would “take no position on a one-week extension for the IFP motion.”

s/s A. Richard Ellis

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CERTIFICATE OF ELECTRONIC SERVICE

I, A. Richard Ellis, do hereby certify that I electronically filed the foregoing pleading with the Clerk of the Court for the United States District Court for the Southern District of Texas, using the electronic case filing system of the Court on April 8, 2022. I have also served Defendants’ counsel of record, Ms. Jennifer Wren of the Office of the Attorney General, State of Texas, via e-mail at jennifer.wren@oag.texas.gov; Ms. Leah O’Leary of the Office of the Attorney General, State of Texas, via e-mail at leah.oleary@oag.texas.gov; Mr. Edward Marshall of the Office of the Attorney general, State of Texas at caddocket@oag.texas.gov; and Ms. Kristen Worman, attorney for the Texas Department of Criminal Justice, via e-mail at kristen.worman@tdcj.texas.gov.

/s/ A. Richard Ellis

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Attorney for Melissa Lucio

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